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November 20, 2018

MATTHEW COHEN
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Regional Freedom of Information Officer
U.S. Environmental Protection Agency, Region 10
Office of Ecosystems, Tribal and Public Affairs
1200 Sixth Avenue, ETPA-124
Seattle, WA 98101

Dear Sir or Madam:

I am writing, pursuant to the Freedom of Information Act, to request copies of the "permit review of the Ponderay Newsprint Company Notice of Construction Application" referenced in the attached email of February 7, 2017 from Ken Merrill to Dave Bray, and of each subsequent communication between any representative of EPA Region 10 and Mr. Merrill that refers to the "permit review" document or to the application of Clean Air Act requirements to Ponderay Newsprint Company's mill. This request includes but is not limited to email, text messages and other electronic communications. The term "representative" includes consultants and lawyers, including attorneys in the Region 10 Office of Regional Counsel. I am not requesting internal EPA documents, unless those documents were shared with the Kalispel Tribe.

The temporal scope of this request includes all written communications issued or received by any EPA Region 10 employee or representative between February 7, 2017 and the date of your response.

I am willing to pay copying or other fees up to \$200.00. If the cost exceeds this amount, please call me at the number listed above before processing my request. Otherwise, please bill me and forward the documents to the address listed on this letterhead. I would be pleased to receive electronic copies of any responsive documents, in lieu of paper copies.

As provided in the Freedom of Information Act, please reply to this request within 20 working days. If any portion of the request is withheld from disclosure, please state the specific exemption under which exemption is claimed and a brief justification for such withholding.

Thank you for your assistance with this request.

Very truly yours,

A handwritten signature in black ink, appearing to read "Matthew Cohen", with a long, sweeping horizontal line extending to the right.

Matthew Cohen

cc: Brett Dugan, Office of Regional Counsel

(206) 553-4253

From: Ken Merrill [mailto:kmerrill@kalispeltribe.com]
Sent: Tuesday, February 07, 2017 4:44 PM
To: Bray, Dave <Bray.Dave@epa.gov>
Subject: FW: Permit Review for Ponderay Newsprint Company

Hi David,

Attached is a brief review provided by an EPA contractor of the Newsprint pulp mill's air permit located just upwind of the reservation that is being modified by Ecology to add more emissions. Based on the permit review, there seems to be some incorrect basis of the previous permit conditions and classification of the facility as a minor source. We are going to have had a call with Andrew from SCA to discuss their review on Monday. We have also asked for an extension to the comment period and a consultation with Ecology. Could you and your staff please take a look and provide some assistance to the Tribe on what recourse we may have to better protect our air quality from this source?

Thanks --Ken

Ken Merrill
Water Resources Program
(509) 447-7276 (office)
(b) (6) (cell)

From: Andrew D. Shroads, QEP [mailto:ashroads@scainc.com]
Sent: Friday, February 03, 2017 9:57 AM
To: Ken Merrill
Cc: JPrice@indecon.com; Colon.Toni@epa.gov; Phil Norwood; Stephen Edgerton
Subject: Permit Review for Ponderay Newsprint Company

Please find attached to this email a permit review of the Ponderay Newsprint Company (PNC) Notice of Construction (NOC) application for installation of an electric chipper/debarker. The review included the NOC application, Title V air operating permit, associated support documents, and news releases, to determine the compliance and permit status of the PNC facility. Conclusions and recommendations are included at the end of the permit review.

Please let me know if you have any questions or comments regarding this permit review. If you would like to participate in a conference call to discuss the permit review or any related actions, please let me know, and I will make the appropriate arrangements.

Sincerely,
Andrew D. Shroads, QEP
Senior Air Quality Specialist / Regional Manager
<<http://www.scainc.com/>>
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